

HOUSE CONSUMER AND PUBLIC AFFAIRS COMMITTEE SUBSTITUTE FOR
HOUSE BILL 1197

48TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2007

AN ACT

RELATING TO BUSINESS; GRANTING SMALL BUSINESS REGULATORY
RELIEF; REQUIRING NOTICE FOR PROPOSED RULE CHANGES THAT MAY
HAVE AN ADVERSE EFFECT ON SMALL BUSINESS.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF NEW MEXICO:

Section 1. Section 14-4A-4 NMSA 1978 (being Laws 2005,
Chapter 244, Section 4) is amended to read:

"14-4A-4. RULES AFFECTING SMALL BUSINESS.--

A. Prior to the adoption of a proposed rule that
may have an adverse effect on small business, an agency shall
provide a copy of the proposed rule to the commission at ~~the~~
~~same time as persons who have requested advance notice of~~
~~rulemaking~~ least sixty days prior to the scheduled adoption,
except for emergency rules.

B. Prior to the adoption of a proposed rule that

1 the agency deems to have an adverse effect on small business,
2 the agency shall consider regulatory methods that accomplish
3 the objectives of the applicable law while minimizing the
4 adverse effects on small business.

5 C. Notification of public hearings regarding a
6 proposed rule change that may have an adverse effect on small
7 business shall be given directly to the commission at the same
8 time as public notice is given.

9 D. All rules shall be submitted electronically."

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underscored material = new
[bracketed material] = delete